FILE COPY

Office - Supreme Court, U. S.
OCT 3
CHARLES ELMORE CROPLEY

IN THE

# Supreme Court of the United States

**October Term, 1941**

**No. 360**

AMERICAN INSURANCE CO., *Appellant,*

*v.*

RAY B. LUCAS, Superintendent of Insurance, and ROY McKITTRICK, Attorney General, *Appellees.*

*Appeal from the District Court of the United States (Statutory Three-Judge Court) for the Western District of Missouri.*

## Motion to Consolidate and Hear Together.

The appellant, American Insurance Co., moves that the 136 appeals, Nos. 361-496, October Term, 1941, be consolidated and heard with this cause, No. 360, because:

1. The 137 causes were heard below on one Record;

2. The Record in each of the 137 causes is identical, except as to the names of the parties;

3. The 137 appeals can all be heard and disposed of upon the one Record in this cause, No. 360;

4. The three-Judge Court below ordered the 137 appeals to be "consolidated for the purposes of appeal so that . . . each separate action may be appealed from upon a single consolidated abbreviated Record on appeal, and hereafter they will proceed under the name and style of No. 270 in equity, American Insurance Co., Plaintiff,

v. Ray B. Lucas, Superintendent of Insurance, et al., Defendant", to-wit: this appeal No. 360, October Term, 1941.

WM. MARSHALL BULLITT,
E. R. MORRISON,
*Counsel for American Insurance Co.*

The foregoing motion is approved, agreed to and requested.

WM. MARSHALL BULLITT,
E. R. MORRISON,
*Counsel for the Appellants in the other 136 Appeals, Nos. 361-496, Oct. Term 1941.*